

B 250A  
(8/96)

## United States Bankruptcy Court

Southern District Of Ohio, Eastern Division

In re	<u>Arctic Express, Inc.</u>	)	03-66797
	Debtor	)	Case No. _____
		)	
	<u>Arctic Express, Inc.</u>	)	Chapter <u>11</u>
	Plaintiff	)	
		)	
	v.	)	
	<u>Del Monte Fresh Produce N.A., Inc.,</u>	)	Adv. Proc. No. <u>04-02332</u>
	d/b/a <u>Del Monte Fresh Produce Company</u>	)	

## SUMMONS IN AN ADVERSARY PROCEEDING

YOU ARE SUMMONED and required to file a motion or answer to the complaint which is attached to this summons with the clerk of the bankruptcy court within 30 days after the date of issuance of this summons, except that the United States and its offices and agencies shall file a motion or answer to the complaint within 35 days.

Address of Clerk

Bankruptcy Clerk  
170 N. High Street, Columbus, Ohio 43215

At the same time, you must also serve a copy of the motion or answer upon the plaintiff's attorney.

Name and Address of Plaintiff's Attorney

Todd H. Neuman  
FERRIS & NEUMAN LLP  
2733 W. Dublin-Granville Rd.  
Columbus, OH 43235

If you make a motion, your time to answer is governed by Fed. R. Bankr. P. 7012.

**IF YOU FAIL TO RESPOND TO THIS SUMMONS, YOUR FAILURE WILL BE DEEMED TO BE YOUR CONSENT TO ENTRY OF A JUDGMENT BY THE BANKRUPTCY COURT AND JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.**

\_\_\_\_\_  
Clerk of the Bankruptcy Court

By: \_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Date

**CERTIFICATE OF SERVICE**

I, Guy R. Humphrey, certify that I am, and at all times during the  
(name)  
service of process was, not less than 18 years of age and not a party to the matter concerning which service of  
process was made. I further certify that the service of this summons and a copy of the complaint was made  
by:  
(date)

☒ Mail Service: Regular, first class United States mail, postage fully pre-paid, addressed to:  
CT Corporation System, Statutory Agent, 1300 East 9th St., Cleveland, OH 44114  
Bruce R. Schrader II, Roetzel & Andress, 222 South Main St., Akron, OH 44308

☐ Personal Service: By leaving the process with defendant or with an officer or agent of defendant at:

☐ Residence Service: By leaving the process with the following adult at:

☐ Certified Mail Service on an Insured Depository Institution: By sending the process by certified mail addressed  
to the following officer of the defendant at:

☐ Publication: The defendant was served as follows: [Describe briefly]

☐ State Law: The defendant was served pursuant to the laws of the State of \_\_\_\_\_,  
as follows: [Describe briefly] (name of state)

Under penalty of perjury, I declare that the foregoing is true and correct.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

Print Name Guy R. Humphrey
Business Address 65 E. State St., Suite 1000
City Columbus State Ohio Zip 43215